

MINUTES
REGULAR MEETING

Of the City Council of the Town of Colma
City Hall, 1198 El Camino Real
Colma, CA 94014

**Wednesday, September 8, 2004
7:30 p.m.**

PLEDGE OF ALLEGIANCE

CALL TO ORDER

ROLL CALL – Mayor Ronald J. Maldonado called the Regular Meeting of the City Council for the Town of Colma to order at 7:30 p.m.

Council Present – Mayor Ronald J. Maldonado, Mayor Pro Tem Philip Lum and Councilmembers Helen Fisicaro, Joseph Silva and Frossanna Vallergera.

Staff Present: – Acting City Manager Diane McGrath, Chief of Police Robert Lotti, Recreation Manager Brian Dossey, City Attorney Roger Peters, City Engineer Rick Mao, City Planner Malcolm Carpenter, Deputy City Planner Andrea Ouse, and Recording Clerk Anita L. Thorsnes.

Also Present – City Treasurer Rae Gonzalez, and Supervising Engineer Ellen Ellsworth.

PUBLIC COMMENTS

Open to public.

Council Member Silva asked Mayor Maldonado to call for a motion to add Item 17B to the agenda: To discuss Council support of AB1546.

Closed to public.

Action: On motion of Joseph Silva to approve, because of need to take immediate action, which came to the attention of the agency after the agenda was posted, seconded by Helen Fisicaro, and carried, the COUNCIL ADDED ITEM 17 B TO THE AGENDA by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Voting Tally	5	0			

INTRODUCTIONS AND PRESENTATIONS

1. Swearing in of Police Chief Robert Lotti
2. Introduction of Police Officer Brett Clyne
3. Recognition of Colma Honor Roll Students – Elementary through Middle School
4. Recognizing September 17-23 as United States Constitution Week

CONSENT CALENDAR

5. Accept Minutes of August 18, 2004 Adjourned Regular City Council Meeting
6. Approve Warrants List for August 1-31, 2004
7. Adopt Ordinance 620 AUTHORIZING PERFORMANCE BONDS FOR TOWN OFFICIALS AND RE-NUMBERING CERTAIN SECTIONS OF THE COLMA MUNICIPAL CODE – ***second reading***
8. Adopt Resolution 2004-66 APPROVING CONTRACT FOR PURCHASE OF EMERGENCY 911 TELEPHONE EQUIPMENT FROM ZETRON, INC
9. Adopt Resolution 2004-67 AUTHORIZING CONTRACT WITH NORTH SAN MATEO COUNTY SANITATION DISTRICT FOR SEWER INSPECTION AND CLEANING SERVICES

Mayor Pro Tem Philip Lum abstained from voting on Items 5 & 7, because he was not present at the last meeting.

Action: On motion of Philip Lum to approve, seconded by Frossanna Vallerga, and carried, the COUNCIL APPROVED THE CONSENT CALENDAR by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

PUBLIC HEARING

10. **Consider:** Use Permit, Variance and Design Review to Allow a Crematory Use at 1905 Hillside Boulevard (Pet's Rest Cemetery) (APN 011-014-110)

Report: Deputy City Planner Andrea Ouse gave the report and recommended that the Council make the findings set forth therein and approve the Use Permit, Variance and Design Review to allow expansion of an existing crematory at 1905 Hillside Boulevard, subject to standard and project-specific conditions.

Open to Public.

Applicant, Phil C'de Baca, thanked Council for the opportunity, and agreed to follow-up with surrounding neighbors, assuring that they have full knowledge of his plans, prior to going forward with the project.

Dave Hatfield, 475 D Street, asked that the permit stipulate pet's only/non-humans.

Closed to public.

Action: On motion to approve by Helen Fisicaro, *with an amendment to the resolution adding a condition requiring the Permittee to comply with the air quality permit*; seconded by Philip Lum, and carried, the Council approved Resolution 2004-68 RESOLUTION APPROVING A USE PERMIT, VARIANCE AND DESIGN REVIEW TO ALLOW A CREMATORY AT 1905 HILLSIDE BOULEVARD by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallergera	✓				
Voting Tally	5	0			

This Item, will placed on the Consent Calendar at the next Regular Council meeting, *for ratification*. Neighbors who might be impacted have 10 days to appeal the Council's decision. The Applicant may move forward with the project upon receipt of the building permit.

11. **Consider:** Conditional Use Permit to Use Property at 307 Hoffman Street for a Home Office Use (APN 011-331-220)

Report: Deputy City Planner Andrea Ouse gave the report and recommended that the Council make the findings set forth therein and grant a Conditional Use Permit to operate a home office for a carpet importing business, subject to standard and project-specific conditions.

Open to Public.
No comments.

Closed to public.

Action: On motion to approve by Frossanna Vallerga, seconded by Philip Lum, and carried, the Council approved Resolution 2004- 69 RESOLUTION APPROVING CONDITIONAL USE PERMIT TO USE PROPERTY AT 307 HOFFMAN STREET FOR A HOME OFFICE by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

OLD BUSINESS

12. **Study:** Alternative Locations and Design Concepts for Community Gateways and Signage

Report: City Planner Malcolm Carpenter gave the report and recommended that the Council review the design concepts provided therein and provide guidance that will assist the staff in preparing an overall master gateway structure and sign program for the Town.

Open to Public.
No comments.

Closed to public.

Mayor Maldonado appointed Frossanna Vallerga & Joseph Silva an ad hoc committee to work with City Planner Carpenter in preparing an overall master gateway structure and sign program for the Town, and bring it back to Council for final approval.

Action: No action taken. Study item only.

Mayor Maldonado called for a 15-minute break.

NEW BUSINESS

13. Accept: Recreation Program Quarterly Review, May - August 2004

Report: Recreation Services Manager Brian Dossey gave the report and recommended that the Council move to accept.

Open to public comments.

No comments.

Closed to public.

Action: On motion to approve by Frossanna Vallerga, seconded by Philip Lum, and carried, the COUNCIL ACCEPTED THE REPORT by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

14. **Consider:** Contract for Cable Television Consulting Services with The Buske Group

Report: Acting City Manager Diane McGrath gave the report and recommended that the Council adopt a resolution approving an agreement with the Buske Group to jointly contract with the City of Pacifica for consultation during the Town's cable franchise renewal negotiations.

Open to public Comments.
No comments.

Closed to public.

Action: On motion to approve by Frossanna Vallerga, seconded by Philip Lum, and carried, the council approved Resolution 2004-70
RESOLUTION AUTHORIZING CONTRACT TELEVISION CONSULTING SERVICES WITH THE BUSKE GROUP by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

15. **Study:** Clarification of Mission Street/El Camino Real Street Name

Report: Deputy City Planner Andrea Ouse gave the report and recommended that the Council adopt a motion instructing staff to give notice of public hearing and prepare documents necessary to clarify the name of El Camino Real from the northern Colma border south to the BART over-crossing at F Street.

Open to public comments.

No comments.

Closed to public.

Council directed staff to provide an overall cost analysis affecting the residents, business owners and the Town in order to carry out this project.

Action: On motion to approve by Helen Fisicaro, seconded by Frossanna Vallerga, and carried, the COUNCIL ADOPTED A MOTION INSTRUCTING STAFF TO GIVE NOTICE OF PUBLIC HEARING AND PREPARE DOCUMENTS NECESSARY TO CHANGE NAME FROM MISSION STREET TO EL CAMINO REAL, by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

16. **Study:** Sign Regulations Applicable to Commercial Signs

Report: City Planner Mac Carpenter gave the report and recommended that the Council review the current sign regulation and provide guidance to staff regarding any proposed changes.

Action: No action taken. Study item only.

17. Consider: Rental Policies for Town-owned Affordable Housing by Amending the Colma Administrative Code

Report: City Planner Mac Carpenter gave the report and recommended that the Council approve a resolution approving Rental Policies for Town-owned affordable housing units.

Open to public.

No comments.

Closed to public.

Action: On motion to approve by Helen Fisicaro, seconded by Joseph Silva, and carried, the council approved Resolution 2004-71 RESOLUTION ADOPTING RENTAL POLICIES FOR TOWN-OWNED AFFORDABLE HOUSING BY AMENDING THE COLMA ADMINISTRATIVE CODE by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

17B Support of AB 1546

Council Member Joseph Silva encouraged Council to direct staff to draft a letter in support of AB 1546.

Action: On motion to approve by Frossanna Vallerga, seconded by Philip Lum, and carried, the council directed staff to draft a letter in support of AB 1546 by the following vote:

Name	Voting		Present, Not Voting		Absent
	Aye	No	Abstain	Not Participating	
Ronald J. Maldonado	✓				
Philip J. Lum, Jr.	✓				
Helen Fisicaro	✓				
Joseph Silva	✓				
Frossanna Vallerga	✓				
Voting Tally	5	0			

COUNCIL CALENDARING

Council Chamber

- * September 15, 2004 ~ 6:00 p.m. Closed Session ~ Dispatchers Negotiations.
- * September 15, 2004 ~ 7:00 p.m. Special Council Meeting
- * September 16, 2004 League of California Cities Conference. Long Beach
- * October 13, 2004 ~ 7:30 Regular Council Meeting.
- * November 10, 2004 ~ 7:30 p.m. Regular Meeting
- * November 22, 2004 ~ 7:00 p.m. Council Reorganization -

REPORTS:

Acting City Manager, Diane McGrath informed Council that staff is working with Fire District Counsel to prepare an agenda for the first Colma Fire JPA Board Meeting.

Mayor/City Council: No reports.

ADJOURNMENT

The Regular Meeting was adjourned to Closed Session at 10:35 pm, in memory of Russia's slain school hostages.

18. CLOSED SESSION

In Closed Session Under Government Code section 54956.6(b):
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation: two cases

Action: No action reported.

ADJOURNMENT

Closed Session was adjourned at 11:20 p.m.

Respectfully Submitted,

Anita Landis Thorsnes

Anita Landis Thorsnes

Deputy City Clerk

Approved By Council October 13, 2004